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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

ANTHONY M. BENJAMIN,  
Plaintiff,  
v.  
GOOGLE, INC.,  
Defendant.

No. C-09-04735 JCS

**AMENDED ORDER GRANTING  
REQUEST TO PROCEED IN FORMA  
PAUPERIS AND DENYING WITHOUT  
PREJUDICE REQUEST FOR LEAVE TO  
FILE LATE [Docket Nos. 2, 6]<sup>1</sup>**

The Court is in receipt of Plaintiff's Application To Proceed In Forma Pauperis ("the Application"). Based on its review of Plaintiff's Application, the Court GRANTS Plaintiff's Application to proceed in forma pauperis.

The Court DENIES without prejudice Plaintiff's "Motion for leave to file it late" [Docket No. 6] on the basis that it is unable to determine which court documents Plaintiff is seeking leave to file late.

IT IS SO ORDERED.

DATED: November 17, 2009

  
JOSEPH C. SPERO  
United States Magistrate Judge

<sup>1</sup>This Order amends the Court's November 12, 2009 Order [docket no. 9]. It is identical to that order in all respects except that it omits the language directing the Marshal to serve the complaint in light of the fact that Defendant has agreed to waive service.